



State of New Hampshire  
**DEPARTMENT OF ENVIRONMENTAL SERVICES**

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095  
(603) 271-3503 FAX (603) 271-5171



March 25, 2004

**LETTER OF DEFICIENCY #WSEB 04-038**  
CERTIFIED MAIL #7000 0600 0023 9932 6535

John Snyder  
Sanctuary Homeowners Assoc  
PO Box 1495  
North Conway, NH 03860

Subject: Conway - Public Water System: Cathedral Ledge (EPA #0512030)

Dear Mr. Snyder:

The records of the Department of Environmental Services (DES) show that the Cathedral Ledge water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system supplying 15 or more services, or 25 or more people, for 60 or more days per year. Pursuant to NH Admin. Rule Env-Ws 306, PWSs are subject to periodic inspections or sanitary surveys by DES staff. The purpose of the sanitary survey is to evaluate the adequacy of source(s), storage facilities, equipment, operation, and maintenance to produce and distribute safe drinking water. Pursuant to Env-Ws 360.10, a PWS owner is required to promptly repair and fully maintain the operational readiness of the water system.

On June 19, 2003, personnel from DES conducted a sanitary survey of the subject water system. The sanitary survey report, dated June 19, 2003, identified the deficiency(ies) found during the sanitary survey, requested that the deficiencies be promptly corrected, and requested that DES be notified when the corrections had been completed. DES has no record of the requested response to the sanitary survey report. As a result, a follow-up letter, dated February 4, 2004, was sent to you. The follow-up letter requested that you respond in writing, within 15 days, and either indicate that the deficiencies had already been corrected, or provide a copy of the completion schedule that you have established for correcting the deficiencies. To date, DES has not received any correspondence indicating that the deficiencies have been corrected, thus placing the water system in violation of Env-Ws 360.10 and the specific citation(s) noted below.

DES records indicate the following sanitary survey deficiency(ies) remain unresolved:

Buried Well: Env-Ws 306.01(d)(1)e.

Both bedrock well #1 and gravel well #2 are buried, subjecting them to contamination. The fail-safe method of correcting this problem is to raise the well casing at least 12 inches above the existing grade.

Inoperative Well: Env-Ws 306.01(d)(2)c.

The system serves over 30 connections; therefore, the system is required to have two sources available for use at all times.

DES believes the deficiencies can be corrected by taking the following action(s):

**A. If the sanitary survey deficiencies have not been corrected:**

**By May 24, 2004**, correct the deficiencies described above; and

**By June 7, 2004**, provide DES with documentation that the sanitary survey deficiencies have been corrected.

**B. If the sanitary survey deficiencies have already been corrected:**

**By April 2, 2004**, provide DES with documentation that the sanitary survey deficiencies have been corrected.

In the event compliance is not achieved within these time periods, DES may take further enforcement action, including issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

Please send all correspondence made in connection with this letter to DES as follows:

Anne S. Bailey  
Department of Environmental Services  
Water Supply Engineering Bureau  
29 Hazen Drive, PO Box 95  
Concord, NH 03302-0095  
Fax: (603) 271-0656

Please contact Don Greenwood at (603) 271-3906 or by e-mail at [dgreenwood@des.state.nh.us](mailto:dgreenwood@des.state.nh.us), if you have any questions regarding the noted deficiencies. If you have any questions concerning this letter or enforcement issues, please contact Anne Bailey at (603) 271-0672 or by email at [abailey@des.state.nh.us](mailto:abailey@des.state.nh.us).

Sincerely,

**COPY**

Rene Pelletier, P.G., Manager  
Land Resource Programs

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cc: Gretchen Rule, DES Legal Unit  
Peter Sommers, Primary Operator  
Don Greenwood, DES WSEB  
Town of Conway Health Officer  
EPA, Region 1